

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
CIVIL ACTION NO.: 3:19-CV-603-FDW-DCK**

BERNINI HOLDINGS, LLC,

Plaintiff,

V.

RICKY L. ROBERTS,

Defendant.

**DEFENDANT'S
MOTION TO DISMISS**

Ricky L. Roberts ("Mr. Roberts" or "Defendant"), pursuant to Rules 37 and 41(b) of the Federal Rules of Civil Procedure, moves to dismiss the Complaint of Plaintiff, Bernini Holdings, LLC, due to discovery deficiencies and failure to prosecute. In support of this Motion, Defendant relies on the brief accompanying this Motion.

Wherefore, Defendant respectfully requests this Court dismiss Plaintiff's Complaint with prejudice.

Respectfully submitted, this the 21st day of April 2021.

REGENT LAW

/s/ Colin R. Stockton
Colin R. Stockton
NC State Bar No. 34305
1515 Mockingbird Lane, Suite 4115
Charlotte, North Carolina 28209
Telephone: (704) 315-2691
Facsimile: (833) 299-8424

ATTORNEYS FOR DEFENDANT

CERTIFICATE OF SERVICE

This is to certify that on this date I electronically filed the foregoing DEFENDANT'S MOTION TO DISMISS with the Clerk of Court using the CM/ECF systems, which will automatically serve the following:

Bradley E. Pearce
101 N. Tryon Street, Suite 112
Charlotte, NC 28246
brad@bepearcelaw.com
Attorney for Plaintiff

Respectfully submitted this 21st day of April, 2021.

REGENT LAW

/s/ Colin R. Stockton
Colin R. Stockton
NC State Bar No. 34305
1515 Mockingbird Lane, Suite 4115
Charlotte, North Carolina 28209
Telephone: (704) 315-2691
Facsimile: (833) 299-8424

ATTORNEYS FOR DEFENDANT